



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Roger A. Duman

Examiner: Peter T. deVore

Serial No.: 10/722,240

Group Art Unit: 3751

Filed: November 25, 2003

Docket: G180.147.101 / GMI6164

Due Date: May 8, 2006

Title: APPARATUS AND METHOD FOR TRANSPORTING CONTAINERS
WITHIN A PACKAGING SYSTEM

**NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD
OF PATENT APPEALS AND INTERFERENCES**

Mail Stop AF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner dated February 8, 2006, rejecting claims 1-9, 11-29, 31-46, 48, and 49. The fee for this Notice of Appeal under 37 C.F.R. §41.20(b) is **\$500.00**.

The proceedings herein are for a patent application and the provisions of 37 C.F.R. §1.136(a) apply.

☐ (a) Applicant petitions for an Extension of Time under 37 C.F.R. §1.136 (fees 37 C.F.R. 1.17(a)(1)-1.17(a)(5) for the total number of months checked below:

☐ one month (\$120.00)

☐ two months (\$450.00)

☐ three months (\$1020.00)

☐ four months (\$1590.00)

☐ The extension fee has already been filed in this application.

☒ (b) Applicant believes that no Extension of Time is required. However, this conditional petition is being made to provide for the possibility that Applicant has inadvertently overlooked the need for a Petition and fee for Extension of Time.

Please charge Deposit Account No. 50-0471 in the amount of **\$500.00**. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account 50-0471 pursuant to 37 C.F.R. 1.25.

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The Examiner is invited to contact the Applicant's representative at the below-listed telephone numbers to facilitate prosecution of this application.

Any inquiry regarding this Amendment and Response should be directed to Timothy A. Czaja at Telephone No. (612) 573-2004, Facsimile No. (612) 573-2005 or

Dicke, Billig & Czaja, PLLC
Fifth Street Towers, Suite 2250
100 South Fifth Street
Minneapolis, MN 55402

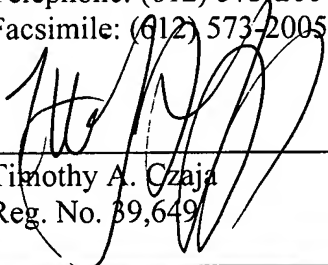
Respectfully submitted,

Roger A. Duman,

By his attorneys,

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Date: May 8, 2006
TAC:jmc



Timothy A. Czaja
Reg. No. 39,649

CERTIFICATE UNDER 37 C.F.R. 1.8:

The undersigned hereby certifies that this paper or papers, as described herein, are being deposited in the United States Postal Service, as first class mail, in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 8th day of May, 2006.

By: 

Name: Timothy A. Czaja